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UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

DANIEL ZEIGER, Individually and on	)	Case No. 3:17-cv-04056-WHO
Behalf of All Others Similarly Situated,	)	
	)	<u>CLASS ACTION</u>
Plaintiff,	)	
	)	<b>STIPULATION AND [PROPOSED]</b>
v.	)	<b>ORDER REGARDING PLAINTIFF'S</b>
	)	<b>AMENDED DAMAGES REPORT AND</b>
WELLPET LLC, a Delaware corporation,	)	<b>RENEWED CLASS CERTIFICATION</b>
	)	<b>BRIEFING</b>
Defendant.	)	
	)	

The Parties have met and conferred and hereby enter into this stipulation as set forth below.

On May 4, 2021, the Parties participated in a productive conference with Magistrate Judge Joseph C. Spero. In anticipation of another forthcoming settlement conference with Magistrate Judge Spero, the Parties entered into a stipulation on May 27, 2021, to extend expert and class certification deadlines. The Court entered an order consistent with the Parties' stipulation. ECF No. 223.

Subsequently, the settlement conference with Magistrate Judge Spero scheduled for June 15, 2021 was continued to July 1, 2021. Based on these continuing discussions, the

**STIPULATION AND (PROPOSED) ORDER REGARDING PLAINTIFF'S AMENDED DAMAGES REPORT AND RENEWED CLASS CERTIFICATION BRIEFING**

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Parties agreed to a twenty-eight (28) day extension to the deadlines related to the Renewed Class Certification Motion and Amended Damages Report. The Court entered an order consistent with the Parties' stipulation. ECF No. 226.

The settlement conference with Magistrate Judge Spero scheduled for July 1, 2021 was continued to August 17, 2021.

The parties reached a tentative settlement and the parties seek an extension of time to finalize the Settlement Agreement.

Accordingly, the Parties agree to take the following deadlines off calendar.

<b>Submission</b>	<b>Deadline</b>
Plaintiff's amended damages reports	November 2, 2021
Plaintiff's renewed class certification motion	November 2, 2021
Defendant's rebuttal reports	January 7, 2022
Defendant's opposition to Plaintiff's amended damages reports and renewed class certification motion	January 7, 2022
Plaintiff's reply in support of his renewed class certification motion	January 26, 2022

STIPULATED TO AND DATED this 9<sup>th</sup> day of September, 2021.

STIPULATION AND (PROPOSED) ORDER REGARDING PLAINTIFF'S AMENDED DAMAGES REPORT AND RENEWED CLASS CERTIFICATION BRIEFING

Case No. 3:17-cv-04056-WHO

1  
2 Dated: September 9, 2021

Respectfully submitted,

3 LOCKRIDGE GRINDAL NAUEN P.L.L.P.

4 By: /s/ Rebecca A. Peterson

5 Rebecca A. Peterson

6 ROBERT K. SHELQUIST

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11 **Attorneys for Plaintiffs Daniel Zeiger**

12 Dated: September 9, 2021

Respectfully submitted,

13 SHOOK, HARDY & BACON L.L.P.

14 By: /s/ Amir Nassihi

15 Amir Nassihi

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20 **Attorneys for Defendant WellPet LLC**

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28 STIPULATION AND (PROPOSED) ORDER REGARDING PLAINTIFF'S AMENDED  
DAMAGES REPORT AND RENEWED CLASS CERTIFICATION BRIEFING

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**CERTIFICATION OF COMPLIANCE WITH N.D. Cal. L.R. 5-1(i)(3)**

I hereby certify that pursuant to N.D. Cal. L.R. 5-1(i)(3), I have obtained the authorization from the above signatories to file the above-referenced document, and that the above signatories concur in the filing's content.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: September 9, 2021

By: /s/ Rebecca A. Peterson

Rebecca A. Peterson

STIPULATION AND (PROPOSED) ORDER REGARDING PLAINTIFF'S AMENDED  
DAMAGES REPORT AND RENEWED CLASS CERTIFICATION BRIEFING

Case No. 3:17-cv-04056-WHO

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE WILLIAM H. ORRICK  
U.S. DISTRICT COURT JUDGE

STIPULATION AND (PROPOSED) ORDER REGARDING PLAINTIFF'S AMENDED  
DAMAGES REPORT AND RENEWED CLASS CERTIFICATION BRIEFING

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